

# **EXECUTIVE ORDER**

**2020-03**

**March 16, 2020**

## **Supplemental Declaration of State of Municipal Emergency**

This Municipal Emergency Declaration Supplements Previous Tiverton Order 2020-01 and 2020-02 issued on March 16, 2020.

**WHEREAS**, on January 31, 2020, the United States Health and Human Services Secretary, Alex M. Azar, III, declared a public health emergency for the entire United States to aid the nation's healthcare community in responding to COVID-19;

**WHEREAS**, on March 9, 2020, the Honorable Gina M. Raimondo, Governor of the State of Rhode Island and Providence Plantations, issued Executive Order 20-02 declaring a state of emergency due to the outbreak of COVID-19;

**WHEREAS**, on March 11, 2020, the World Health Organization declared the outbreak of COVID-19 to be a Pandemic;

**WHEREAS**, community transmission in the United States has occurred in many states and is an immediate public health threat to the elderly and those with underlying health conditions;

**WHEREAS**, cases of COVID-19 have been documented in the State of Rhode Island;

**WHEREAS**, the State of Rhode Island and various public health officials have reached out to the Town of Tiverton to take steps to contain the spread of COVID-19;

**WHEREAS**, the Town of Tiverton needs to take additional measures to limit the spread of COVID-19;

**WHEREAS**, Rhode Island General Laws §§ 30-15-12 and 30-15-13, as well as the Home Rule Charter of the Town of Tiverton Article IV, Section 405 authorizes the President of the Town Council "to declare a state of emergency which shall be ratified by the Council as soon as circumstances permit" to protect the public health, safety, and/or general welfare of the Town;

**WHEREAS**, Rhode Island General Laws §§30-15-12(b) and 30-15-9(e)(1) permit the chief executive officer to suspend the provisions of any statute, regulation, or requirement prescribing the procedures for the conduct of town business, or the orders,

rules, regulations of any town, board, or agency, if strict compliance with the provisions of any statute, order, rule or regulation would in any way prevent, hinder or delay necessary action in coping with this emergency; and

**WHEREAS**, Rhode Island General Laws §§ 30-15-9(e)(3) and (7), and 30-15-12(b), permit the chief executive officer to transfer the direction, personnel, or functions of town departments and agencies or units thereof for the purpose of performing or facilitating emergency services; to control ingress and egress to and from high risk areas, the movement of persons within the area, and the occupancy of premises therein; and to take appropriate measures for the protection of health, safety, and welfare of the people of the city/town and to prevent or minimize the loss of life.

**WHEREAS**, the Governor issued a Second Supplementary Emergency Declaration 20-04 dated March 16, 2020 related to Restaurants, Bars, Entertainment Venues and Public Gatherings

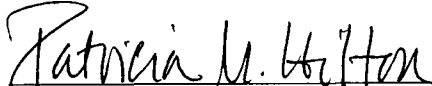
**NOW, THEREFORE**, I, Patricia Hilton, by virtue of the authority vested in me as the President of the Tiverton Town Council, pursuant to the Rhode Island General Laws and the Home Rule Charter of the Town of Tiverton do hereby order and direct the following:

1. Any restaurant, bar or establishment that offers food or drink shall not permit consumption of food or drink; provided that such establishments may continue to offer food and non-alcoholic beverages for take-out and delivery in accordance with the social distancing protocols and guidance set forth by the Rhode Island Department of Health.

All provisions of prior Tiverton Orders 2020-01 and 2020-02 not inconsistent with this Order shall remain in full force and effect.

This Order shall take on Tuesday, March 17, 2020 and remain in full force and effect through March 30, 2020, and with the consent of the Town Council, it shall continue in effect and automatically renew for a period as authorized by that body.

So Ordered:

  
Patricia Hilton

Title: President, Town of Tiverton

Date: March 17, 2020